

4014.10-1

PATENT

**REMARKS:****Pending Claims**

Upon entry of this amendment Claims 123-127, 141-142 and 149-158 are pending corresponding to elected invention of Group IV.

**Election/Restrictions**

A restriction requirement was made in the above-referenced case as follows:

- I. Claims 5-6, 53-58, 94-102 and 106-120 drawn to a device for managing respiration of a patient, classified in class 607, subclass 42.
- II. Claims 71-74, drawn to a method of comparing characteristics of a breath to desired characteristics, classified in class 600, subclass 529
- III. Claims 121-122, drawn to a method of controlling partial pressure of carbon dioxide in the patient's blood, classified in class 600, subclass 538.
- IV. Claims 123-127, drawn to a device for providing stimulation with information from an intrinsic breath, classified in class 607, subclass 42.
- V. Claims 132-140, drawn to a method for providing stimulation with respect to baseline inspiration duration, classified in class 607, subclass 42.

4014.10-1

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Conclusion

Applicant accordingly submits that claims 123-127, 141-142 and 149-158 are in condition for allowance. An early and favorable action on the merits is respectfully requested.

Respectfully Submitted,

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